



13281 U.S. PTO

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031431 U.S. PTO  
10/758106



Date: January 16, 2004

Docket No.: 0465-1139P

**MS PATENT APPLICATION**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is a Request for filing a ☒ continuation ☐ divisional ☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of pending prior Application No. 10/441,021 filed on May 20, 2003, which is a divisional of Application No. 09/387,853 filed September 1, 1999, the entire contents of which are hereby incorporated by reference,  
by

Yong Cheol Park; and

Kyu Hwa JEONG

for

OPTICAL RECORDING MEDIUM HAVING RECORDING CAPACITY INFORMATION  
AND METHOD FOR INDICATING RECORDING CAPACITY

1. ☒ Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).

2. ☒ The filing fee has been calculated as follows:

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$770.00	\$385.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	41-20 =	21	x 18 = \$378.00	x 9 = \$0.00
INDEPENDENT CLAIMS	6-3 =	3	x 86 = \$258.00	x 43 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$290.00	+ \$145.00
		TOTAL	\$1,406.00	\$0.00

3. ☒ A check in the amount of \$1,406.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. ☒ Enclosed is/are five (5) sheet(s) of formal drawings and/or photographs.
- 6a. ☐ A statement claiming small entity status was filed in prior Application No. 10/441,021 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.
- 6b. ☐ The current application qualifies for small entity status.
7. ☒ The prior application is assigned to LG Electronics Inc.
8. ☐ A Preliminary Amendment is enclosed.
- 9a. ☒ Priority of Application Nos. 36150/1998 filed in Korea on September 2, 1998 and 49937/1998 filed in Korea on November 20, 1998 are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on September 1, 1999.
- 9b. ☐ Priority of International Appln. \_\_\_\_\_ filed on \_\_\_\_\_ under the Patent Cooperation Treaty and \_\_\_\_\_

Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10. ☒ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
11. ☒ Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000  
  
or  
Customer No. 02292
12. ☐ An extension of time for \_\_\_\_\_ ( ) month(s) until \_\_\_\_\_ has been submitted in parent Application No. 10/441,021 in order to establish co-pendency with the present application.
13. ☐ Also enclosed herewith is the following:  
  
\_\_\_\_\_  
  
\_\_\_\_\_  
  
\_\_\_\_\_

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
James T. Eller, Jr., #39,538

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Attachment(s)